

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
Charlottesville Division**

CLERKS OFFICE U.S. DIST. COURT  
AT CHARLOTTESVILLE, VA  
FILED

September 16, 2024

LAURA A. AUSTIN, CLERK

BY *s/* S. MELVIN

DEPUTY CLERK

ELIZABETH SINES, SETH WISPELWEY,  
MARISSA BLAIR, APRIL MUÑIZ, MARCUS  
MARTIN, NATALIE ROMERO, CHELSEA  
ALVARADO, JOHN DOE, and THOMAS  
BAKER,

Plaintiffs,

v.

JASON KESSLER, et al.,

Defendants.

**Civil Action No. 3:17-cv-00072-NKM**

**ORDER**

THIS CAUSE is on remand from the United States Court of Appeals for the Fourth Circuit.

Three appeals from this Court's judgment remain pending: Appeal 23-1112 (Spencer); and Appeals 23-1123 (Schoep) and 23-1125 (Cantwell) which have been consolidated. Dkt. 1676. As the outcome of those appeals should not affect consideration of the remanded matters, the Court will proceed to amend its judgment.

The Fourth Circuit has determined that Virginia's punitive damages cap applies on a per plaintiff basis and has instructed this Court to apply the cap accordingly. See Sines v. Hill, 106 F.4<sup>th</sup> 341, 355 (4<sup>th</sup> Cir. 2024). The parties are directed to file a proposed amended judgment comporting with the Fourth Circuit's Ruling within fourteen (14) days.

It is so **ORDERED**.

The Clerk of Court is directed to send a copy of this Order to the parties.

Date: September 16, 2024

  
NORMAN K. MOON  
SENIOR UNITED STATES DISTRICT JUDGE